

**SUBSTITUTE ORDINANCE BY  
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**07-O-0450**

**ORDINANCE AMENDING THE HABITAT FOR HUMANITY PROJECT BY CHANGING THE SCOPE OF WORK FROM ACQUISITION AND HOUSING DEVELOPMENT TO DOWNPAYMENT ASSISTANCE; AMENDING THE 2007 (HOME INVESTMENT PARTNERSHIP FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS IN THE AMOUNT OF \$389,651.81 FOR THE PURPOSE OF FUNDING HM-40, HABITAT FOR HUMANITY DOWNPAYMENT ASSISTANCE; TRANSFERRING APPROPRIATIONS IN THE AMOUNT OF \$3,655.19 TO CORRECT THE ALLOCATION FOR HM-37, CHDO CAPITAL PROJECTS SET-ASIDE AND FOR OTHER PURPOSES.**

**WHEREAS**, the City approved funding in the 2007 Annual Action Plan for Habitat for Humanity, Inc. (Habitat) to acquire vacant parcels and development housing for low income persons; and

**WHEREAS**, Habitat has notified the City that they desire to change the use of the funds so as to provide downpayment assistance to prospective homebuyers; and

**WHEREAS**, it is necessary to amend the 2007 Annual Action Plan to change to use of these funds from acquisition and housing development to downpayment assistance; and

**WHEREAS**, in Ordinance 06-O-2242 HOME funds were reprogrammed from the Edgewood/Kirkwood CHDO project to the CHDO Capital Projects Set-Aside project; and

**WHEREAS**, \$3,655.19 of these funds were erroneously transferred to Habitat Acquisition and Housing Development project; and

**WHEREAS**, it is necessary to correct this error and transfer the funds in the correct CHDO project; and

**WHEREAS**, the Reynoldstown Revitalization Corporation CDC is developing senior housing in the Reynoldstown community and the City wishes to support the development by providing \$200,300.00 from the CHDO Capital project.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** That the 2007 (HOME Investment Partnership) Budget be and is amended hereby as follows:

**REDUCE TO ANTICIPATIONS**

3P05 Y46P0440A3M0	2003 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
631101	Federal Grants/Entitlements	\$276,894.19
3P05 Y46P0440A3Q0	2006 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
631101	Federal Grants/Entitlements	<u>116,412.81</u>
		<u>\$393,307.00</u>

**ADD TO ANTICIPATIONS**

3P05 Y46P0444A3M0	2003 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
631101	Federal Grants/Entitlements	\$273,239.00
3P05 Y46P0441A3P0	2005 HOME Program-CHDO Capital Projects Set-Aside, HM-37	
631101	Federal Grants/Entitlements	3,655.19
3P05 Y46P0444A3Q0	2006 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
631101	Federal Grants/Entitlements	<u>116,412.81</u>
		<u>\$393,307.00</u>

**Section 2:** That the 2007 (HOME Investment Partnership) Budget be and is amended hereby as follows:

**TRANSFER FROM APPROPRIATIONS**

3P05 Y46P0440A3M0	2003 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
72****	Other Operating Expenses	\$276,894.19
3P05 Y46P0440A3Q0	2006 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
72****	Other Operating Expenses	<u>116,412.81</u>
		<u>\$393,307.00</u>

**TRANSFER TO APPROPRIATIONS**

3P05 Y46P0444A3M0	2003 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
72****	Other Operating Expenses	\$273,239.00
3P05 Y46P0441A3P0	2005 HOME Program-CHDO Capital Projects Set-Aside, HM-37	
72****	Other Operating Expenses	3,655.19
3P05 Y46P0444A3Q0	2006 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
72****	Other Operating Expenses	<u>116,412.81</u>
		<u>\$393,307.00</u>

**Section 3:** That the Mayor or her designee be and is authorized hereby to enter into a contractual agreement with Habitat for Humanity, Inc. for HM-40, Habitat for Humanity Downpayment Assistance, in an amount not to exceed Six Hundred Thousand Dollars (\$600,000.00) to be charged to and paid from 3P05 529002 Y46P0444A3M0: \$273,239.00; 3P05 529002 Y46P0444A3Q0: \$116,412.81; 3P05 529002 Y46P0444A3R0: \$210,348.19.

**Section 4:** That the Mayor or her designee be and is authorized hereby to enter into a contractual agreement under the program, HM-37 CHDO Capital Projects Set-Aside, with Reynoldstown Revitalization Corporation for Reynoldstown Marcus Street Senior Residences in an amount not to exceed Two Hundred Thousand Three Hundred Dollars (\$200,300.00) to be paid from and charged to 3P05 529002 Y46P0441A3P0.

**Section 5:** That the City Attorney be and is authorized hereby to prepare the appropriate contract agreements for execution by the Mayor, to be approved by the City Attorney as to form.

**Section 6:** That these contracts shall not become binding on the City and City shall incur no liability upon same until such time as these contracts have been signed by the Mayor and delivered to the contracting parties.

**Section 7:** That the Mayor be and is hereby authorized to submit to the U.S. Department of Housing and Urban Development an amendment to Atlanta's Year 2007 Annual Action Plan of the 2005-2009 Consolidated Plan.

**Section 8:** That all Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

**AN ORDINANCE BY  
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE AMENDING THE HABITAT FOR HUMANITY PROJECT BY CHANGING THE SCOPE OF WORK FROM ACQUISITION AND HOUSING DEVELOPMENT TO DOWNPAYMENT ASSISTANCE; AMENDING THE 2007 (HOME INVESTMENT PARTNERSHIP FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS IN THE AMOUNT OF \$393,307.00 FOR THE PURPOSE OF FUNDING HM-40, HABITAT FOR HUMANITY DOWNPAYMENT ASSISTANCE; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") approved funding in the 2007 Annual Action Plan for Habitat for Humanity, Inc. ("Habitat"), to acquire vacant parcels and development housing for low income persons; and

**WHEREAS**, Habitat has notified the City that they desire to change the use of the funds so as to provide downpayment assistance to prospective homebuyers; and

**WHEREAS**, it is necessary to amend the 2007 Annual Action Plan to change the use of these funds from acquisition and housing development to downpayment assistance.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:**

**SECTION 1:** That the 2007 (HOME Investment Partnership) Budget be and is hereby amended as follows:

**REDUCE TO ANTICIPATIONS**

3P05 Y46P0440A3M0	2003 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
631101	Federal Grants/Entitlements	\$274,894.19
3P05 Y46P0440A3Q0	2006 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
631101	Federal Grants/Entitlements	<u>116,412.81</u>
		<u>\$393,307.00</u>

**ADD TO ANTICIPATIONS**

3P05 Y46P****A3M0	2003 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
631101	Federal Grants/Entitlements	\$274,894.19
3P05 Y46P****A3Q0	2006 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
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**SECTION 2:** That the 2007 (HOME Investment Partnership) Budget be and is hereby amended as follows:

**TRANSFER FROM APPROPRIATIONS**

3P05 Y46P0440A3M0	2003 HOME Program-Habitat for Humanity Acquisition and Housing Development, HM-36	
72****	Other Operating Expenses	\$274,894.19
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72****	Other Operating Expenses	<u>116,412.81</u>
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**TRANSFER TO APPROPRIATIONS**

3P05 Y46P****A3M0	2003 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
72****	Other Operating Expenses	\$274,894.19
3P05 Y46P****A3Q0	2006 HOME Program-Habitat for Humanity Downpayment Assistance, HM-40	
72****	Other Operating Expenses	<u>116,412.81</u>
		<u>\$393,307.00</u>

**SECTION 3:** That the Mayor or her designee is hereby authorized to submit to the U.S. Department of Housing and Urban Development an amendment to the City of Atlanta's Year 2007 Annual Action Plan of the 2005-2009 Consolidated Plan.

**SECTION 4:** That all ordinances and parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Community Development and Human Resources

**Caption:** AN ORDINANCE AMENDING THE HABITAT FOR HUMANITY PROJECT BY CHANGING THE SCOPE OF WORK FROM ACQUISITION AND HOUSING DEVELOPMENT TO DOWNPAYMENT ASSISTANCE; AMENDING THE 2007 (HOME INVESTMENT PARTNERSHIP FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS IN THE AMOUNT OF \$393,307.00 FOR THE PURPOSE OF FUNDING HM-40, HABITAT FOR HUMANITY DOWNPAYMENT ASSISTANCE; AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 19, 2007

**Requesting Dept.:** Department of Finance

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to amend the Habitat for Humanity project to change the use of the funds from acquisition and housing development to downpayment assistance.

**2. Please provide background information regarding this legislation.**

Habitat for Humanity, Inc. requested the City for a change in the scope of work to allow the funds to be used for downpayment assistance.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A

(b) **Source Selection:** N/A

(c) **Bids/Proposals Due:** N/A

(d) **Invitations Issued:** N/A

(e) **Number of Bids:** N/A

(f) **Proposals Received:** N/A

(g) Bidders/Proponents: N/A

(h) Term of Contract: N/A

4. Fund Account Center: See legislation

5. Source of Funds:

6. Fiscal Impact: N/A

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Jim Talley

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Simone D. Brathwaite



Contact Number: x 6310

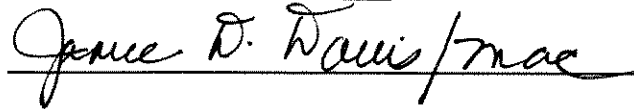
Originating Department: Department of Finance

Committee(s) of Purview: Community Development and Human Resources

Council Deadline: February 26, 2007

Committee Meeting Date(s): March 13-14, 2007 Full Council Date: March 19, 2007.

Commissioner Signature



**CAPTION**

AN ORDINANCE AMENDING THE HABITAT FOR HUMANITY PROJECT BY CHANGING THE SCOPE OF WORK FROM ACQUISITION AND HOUSING DEVELOPMENT TO DOWNPAYMENT ASSISTANCE; AMENDING THE 2007 (HOME INVESTMENT PARTNERSHIP FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS IN THE AMOUNT OF \$393,307.00 FOR THE PURPOSE OF FUNDING HM-40, HABITAT FOR HUMANITY DOWNPAYMENT ASSISTANCE; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: \$393,307.00

Mayor's Staff Only

Received by Mayor's Office:

5.27.07  
(date)

Reviewed by:

  
(date)

Submitted to Council:

3/2/07  
(date)